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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO
09/779,894	03/31/2000	Marvin J. Doman	S-90,669	7348
31972 75	590 07/02/2002			
UNITED STATES DEPARTMENT OF ENERGY 1000 INDEPENDENCE AVENUE, S.W. ATTN: GC-62 (HQ) MS 6F-067			EXAMINER	
			BEHREND, I	HARVEY E
WASHINGTON, DC 20585-0162			ART UNIT .	PAPER NUMBER
			3641	
			DATE MAILED: 07/02/2002	

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

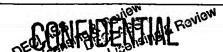
Application No. 09/779894 Applicant(s) Doman

Examiner Behrend

Group Art Unit 364

—The MAILING DATE of this communication appears on the cover	sheet beneath the correspondence address-				
Period for Reply					
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE	MONTH(S) FROM THE MAILING DATE				
 Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event from the mailing date of this communication. If the period for reply specified above is less than thirty (30) days, a reply within the statut If NO period for reply is specified above, such period shall, by default, expire SIX (6) MON Failure to reply within the set or extended period for reply will, by statute, cause the application. 	ory minimum of thirty (30) days will be considered timely.				
Status 3 /c /p 3					
Responsive to communication(s) filed on 3/6/52	•				
☐ This action is FINAL.					
☐ Since this application is in condition for allowance except for formal matter accordance with the practice under <i>Ex parte Quayle</i> , 1935 C.D. 1 1; 453 C.D.					
Disposition of Claims					
Claim(s)	is/are pending in the application.				
Of the above claim(s)	is/are withdrawn from consideration.				
□ Claim(s)	is/are allowed.				
□ Claim(s)	is/are rejected.				
□ Claim(s)	is/are objected to.				
□ Claim(s) / -/ (are subject to restriction or election				
Application Papers	requirement.				
Application Papers ☐ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-9 ☐ The proposed drawing correction, filed on is ☐ app ☐ The drawing(s) filed on is/are objected to by the Exa	48. A.S. Review				
☐ The proposed drawing correction, filed on is ☐ app	proved T disapproved 3 mg				
☐ The drawing(s) filed on is/are objected to by the Exa	miner socrature de la company				
☐ The specification is objected to by the Examiner.	DECL:				
☐ The oath or declaration is objected to by the Examiner.					
Priority under 35 U.S.C. § 119 (a)-(d)	DAG:				
 □ Acknowledgment is made of a claim for foreign priority under 35 U.S. OF S □ All □ Some* □ None of the CERTIFIED copies of the priority document of the CERTIFIED copies of the priority document. 	name have been by the Total Deta				
☐ received in Application No. (Series Code/Serial Number)	defined in the Itumio Herry Act of				
্ৰ received in this national stage application from the International Burea্য	Administrative the Criminal Sanctions.				
*Certified copies not received:	***************************************				
Attachment(s)					
☐ Information Disclosure Statement(s), PTO-1449, Paper No(s).	☐ Interview Summary, PTO-413				
☐ Notice of Reference(s) Cited, PTO-892	☐ Notice of Informal Patent Application, PTO-152				
□ Notice of Draftsperson's Patent Drawing Review, PTO-948	□ Other				
Office Action Summary					

U. S. Patent and Trademark Office PTO-326 (Rev. 9-97)



Part of Paper No. ___

*U.S. GPO: 1998-454-457/97505

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1. Receipt of the response filed 3/6/02 is acknowledged. Upon a more detailed review of the specification, claims and drawings, it is determined that an additional species election requirement is appropriate.

Accordingly, the 9/06/01 Office action is modified by the <u>addition</u> of the following election of species requirement. Any inconvience to applicant is regretted.

- 2. Upon election of one of the inventions identified in the 9/6/01 Office action as inventions I and II, and, upon election of one of the species identified in the 9/6/01 Office action as species A and B, applicant is further required to elect one of the following disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable.
 - R. Wherein the shear ring is of a one piece construction.
 - S. Wherein the shear ring is a plurality of pieces welded together.
- 3. Applicant is advised that a reply to the election of species requirements, must include an identification of the species that is elected consonant with this requirement, and a listing of all claims readable thereon, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.



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Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. If claims are added after the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).

Should applicant traverse on the ground that the species are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the species to be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the inventions unpatentable over the prior art, the evidence or admission may be used in a rejection under 35 U.S.C. 103(a) of the other invention.

4. Any inquiry concerning this communication should be directed to Harvey Behrend at telephone number (703) 305-1831. This examiner can normally be reached on Tuesday to Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Carone, can be reached on 703-306-4198.

HARVEY E. BEHREND PRIMARY EXAMINER

behrend/jcs 05-22-02

